

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

LETTERS PATENT APPEAL No 1109 of 1997

in

SPECIAL CIVIL APPLICATION No 4415 of 1993

For Approval and Signature:

Hon'ble MR.JUSTICE B.C.PATEL and  
MR.JUSTICE S.M.SONI

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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MI HAVA

Versus

STATE OF GUJARAT

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Appearance:

MR MI HAVA for Petitioner

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CORAM : MR.JUSTICE B.C.PATEL and  
MR.JUSTICE S.M.SONI

Date of decision: 01/10/97

ORAL JUDGMENT

We have heard the learned Advocate at length. We

have gone through the decision rendered by the learned Single Judge. The learned Single Judge has considered the award and has incorporated relevant part of the award in paragraph 11 of the judgment. As observed by the learned Judge whether bills were subject matter of the claim of the petitioner or not is insignificant as the award is of lumpsum payment for full and final settlement of all the bills of the petitioner for the professional services rendered for the years 1977 to 1989. The learned Judge has also observed the words of the award "in full and final settlement of all their claims against the Government of Gujarat as Solicitors to Government in respect of their bills for the year 1977 to 1989( both inclusive)" clinches the issue."

We are in complete agreement with the views expressed by the learned Judge. We therefore do not think it proper to entertain this appeal. Appeal stands dismissed.

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sf-bcp.